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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA**

UNITED STATES OF AMERICA for the use of
NORTH STAR TERMINAL & STEVEDORE
COMPANY, d/b/a Northern Stevedoring &
Handling, and NORTH STAR TERMINAL &
STEVEDORE COMPANY, d/b/a Northern
Stevedoring & Handling, on its own behalf,

Plaintiffs,

and

UNITED STATES OF AMERICA for the use of
SHORESIDE PETROLEUM, INC., d/b/a Marathon
Fuel Services, and SHORESIDE PETROLEUM,
INC., d/b/a Marathon Fuel Services, on its own
behalf,

Intervening Plaintiffs,

and

METCO, INC.,

Intervening Plaintiff,

vs.

NUGGET CONSTRUCTION, INC.; SPENCER
ROCK PRODUCTS, INC.; UNITED STATES
FIDELITY AND GUARANTY COMPANY; and
ROBERT A. LAPORE,

Defendants.

Case No. 3:98-cv-009-TMB

**PROPOSED
ORDER DENYING MOTION IN
LIMINE RESPECTING LETTER
FROM CORPS OF ENGINEERS
ADMINISTRATIVE
CONTRACTING OFFICER
THOMAS A. JOHNSON, P.E.
AND RELATED TESTIMONY**

The Court, having considered defendant Nugget Construction, Inc.'s Motion in Limine Respecting Letter from Corps of Engineers Administrative Contracting Officer Thomas A. Johnson, P.E. and Related Testimony, the Opposition thereto, and being fully advised thereof,

HEREBY ORDERS: That the motion in limine is Denied.

Dated: _____

Timothy M. Burgess
U.S. District Court Judge

CERTIFICATE OF SERVICE

I certify that on the 2nd day of July, 2007,
a copy of the foregoing PROPOSED ORDER DENYING
MOTION IN LIMINE RESPECTING LETTER
FROM CORPS OF ENGINEERS ADMINISTRATIVE
CONTRACTING OFFICER THOMAS A. JOHNSON,
P.E. AND RELATED TESTIMONY was served
electronically to:

Steven S. Shamburek, Esq.
Traeger Machetanz, Esq.
Paul D. Stockler
Herbert A. Viergutz
C. Patrick Stoll, Esq.

s/ David W. Pease